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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	
)	Case No.: 2:12 mj 00584 CWH
Plaintiff,)	
)	Stipulation to Continue Preliminary Hearing
vs.)	Date (First Request)
)	
MARIO TORRES-CONTRERAS,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel Bogden, United States Attorney, Susan Cushman, Assistant United States Attorney, counsel for the United States of America and John George, Jr., Esq., counsel for defendant MARIO TORRES-CONTRERAS:

THAT THE PRELIMINARY HEARING CURRENTLY SCHEDULED FOR April 20, 2015, at 4:00 p.m. before U.S. Magistrate Judge Hoffman be vacated and set to a time convenient for the Court, but no earlier than 30 days from the current setting.

This stipulation is entered into for the following reasons:

1. The government has provided counsel for the defendant with limited Rule 16 Discovery and a written plea agreement. Counsel for the defendant requests an opportunity to

1 review the discovery and discuss the proposed plea agreement with his client prior to a
2 preliminary hearing or an indictment.

3 2. Counsel for the defendant and counsel for the government agree to the
4 continuance.

5 3. The defendant is detained and agrees to the continuance.

6 4. Denial of this request for continuance could result in a miscarriage of justice.

7 5. The additional time requested by this Stipulation is excludable in computing the
8 time from the filing of the criminal complaint through which the government
9 must assert an criminal Information or seek an Indictment by the Grand Jury
10 pursuant to the Speedy Trial Act, Title 18, United States Code Section
11 3161(h)(7)(A), when considering the factors under Title 18, United States Code,
12 Sections 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

13 6. This is the first request for a continuance.

14 Dated this 13th day of April, 2015.

15 Respectfully Submitted,

16 DANIEL G. BOGDEN
17 United States Attorney

18 /s/ Susan Cushman

19 _____
20 SUSAN CUSHMAN
Assistant United States Attorney

21 /s/ John George, Jr.

22 _____
23 JOHN GEORGE, JR.
24 Counsel for defendant

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FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The period within which the government may assert an Information or seek an Indictment through the Grand Jury against the defendant is hereby extended from the date of the filing of the complaint up through and including May 20, 2015.
2. Both sides agree to the continuance.
3. The defendant is detained and agrees to the continuance.

